IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 19TH JANUARY 2007 / 29TH PAUSHA 1928

Bail Appl..No. 414 of 2007()

ST.10376/2001 of JFCM,TIRUR
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: PETITIONER/ACCUSED:

THOMAS JOHN MUTHOOT,
MUTHOOT PAPPACHAN CONSULTANCY
AND MANAGEMENT SERVICES, MUTHOOT CENTRE,
PUNNEN ROAD, TRIVANDRUM.

BY ADV. SRI.C.M.STEPHEN

RESPONDENTS:
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1. THE ASSISTANT LABOUR OFFICER
GRADE II, TIRUR.

2. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR.

BY PUBLIC PROSECUTOR SHRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

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B.A.No. 414 of 2007

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Dated this the 19th day of January, 2007.

ORDER

Petitioner, who is the accused in S.T.Case No.10376 of 2001 on the file of the J.F.C.M., Tirur, for offences punishable under Section 29 of the Kerala Shops and Commercial Establishments Act, 1960 read with Rule 14 of the Kerala Shops and Commercial Establishments Rules, 1961, seeks anticipatory bail. The petitioner was enlarged on bail by the learned Magistrate.

2. Consequent on the non-appearance of the petitioner before the Magistrate on a particular date, the bail granted to the petitioner was cancelled and non-bailable warrants of arrest have been issued against him. He is stated to be a patient of parkinson's disease. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same date on which it is filed.

With this direction, this application is disposed of.

V.Ramkumar,

Judge.

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